Unassigned

Examiner: Unassigned

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit:

In re application of:

Hong LI, et al..

Appl. No.: Unassigned

Filed: October 27, 2003

For:

ADENOVIRUS-MEDIATED INTRATUMORAL DELIVERY

OF AN ANGIOGENESIS ANTAGONIST FOR THE TREATMENT OF TUMORS

Commissioner for Patents

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicants submit copies of the PTO-1449 and PTO-892 referenced in parent application U.S. Serial No. 09/403,736 filed June 29, 2000, now allowed, for consideration and request that the U.S. Patent and Trademark Office make them of record in this application.

Applicants state the following:

	\boxtimes	Each item of information contained in this Information Disclosure Statement was
cited	in a con	nmunication from a foreign patent office in a counterpart foreign application not
more	than thre	ee months prior to the filing of the Information Disclosure Statement; or

No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of Applicant(s) no item of information contained in this Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

In accordance with 37 C.F.R. § 1.97(b), this Information Disclosure Statement is

believed to be submitted prior to issuance of a first Office Action and/or within three months of

the filing date of the application. It is respectfully submitted that no fee is required for

consideration of this information. However, in the event any fee is deemed necessary, the

Commissioner is authorized to charge the undersigned's Deposit Account No. 50-1129.

This Information Disclosure Statement is being submitted after the mailing of a

non-final Office Action, but is believed to be prior to a final Office Action or a Notice of

Allowance. Pursuant to 37 C.F.R. § 1.97(c), payment in the amount of \$180.00 as set forth in 37

C.F.R. § 1.17(p) is enclosed. The Commissioner is hereby authorized to charge any deficiency

in the fees or charge any fee required to keep this application pending to our Deposit Account

No. 50-1129.

While the information and references disclosed in this Information Disclosure Statement

are submitted pursuant to 37 C.F.R. § 1.56, this submission is not intended to constitute an

admission that any patent, publication or other information referred to is "prior art" to this

invention. Applicants reserve the right to contest the "prior art" status of any information

submitted or asserted against the application.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure

Statement shall not be construed to mean that a search has been made or that no other material

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PATENT

Serial No. Unassigned

Attorney Docket No.: A2778B

information as defined in 37 C.F.R. § 1.56(a) exists. This Information Disclosure Statement is in compliance with 37 C.F.R. § 1.98 and the Examiner is respectfully requested to consider the listed documents and information.

Dated: October 27, 2003

Respectfully submitted,
WILEY REIN & FIELDING LLP

By

David J. Kulik Reg. No. 36,570

WILEY REIN & FIELDING LLP

Attn: Patent Administration

1776 K Street, N.W. Washington, D.C. 20006

Telephone: 202.719.7000 Facsimile: 202.719.7049

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"APS encompasses any electronic search i.e. text, image, and Commercial Databases.

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Application/Control No.

O9/403,736

Examiner

Eleanor Sorbello

Applicant(s)/Patent Under Reexamination LI ET AL.

Art Unit
Page 1 of 1

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Part of Paper No. 19

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Scott D. Priebe, Ph.D.

Art Unit 1632

Page 1 of 1

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Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

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Examiner	Cite	U.S. Patent	Document Kind Code	Name of Patentee or Applicant	Date of Publication of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Rel vant
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Unique citation designation number. See attached kinds of U.S. Patent Documents. Enter Office that issued the document, by the two letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.1 if possible. Applicant is to place a check mark here if English language Translation is attached.

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U.S. PATENT DOCUMENTS

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	GB	wo	96/01815		Authelin et al.	01-25-1996		ī. ·
	GC	FR	2726285		Yeh et al.	05-03-1996		
	GD	wo	96/17823		Byk et al.	06-13-1996		
	GE	wo	96/22378		Dedieu et al.	07-25-1996		T
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1449A/PTO	U.S. Department of Commerce Patent and Trademark Office			Complete if Known		
		Patent and	rademark Office	Application Number	09/403,736	
LIST	OF PRIOR	ART CITE	D BY	Filing Date	26 October 1999	
	APPLI			First Named Inventor	Li et al.	
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OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

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	PA	Estreicher et al., The Receptor for Urokinase Type Plasminogen Activator Polarizes Expression of the Protease to the Leading Edge of Migrating Monocytes and Promotes Degradation of Enzyme Inhibitor Complexes, Journal of Cell Biology 111, 783-792 (1990)	
	РВ	Pepper et al., Chondrocytes Inhibit Endothelial Sprout Formation In Vitro: Evidence for Involvement of a Transforming Growth Factor-Beta, Journal of Cellular Physiology 146, 170-179 (1991)	
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	PD	Ellis et al., Plasminogen Activation by Receptor-bound Urokinase, The Journal of Biological Chemistry 266(19), 12752-12758 (1991)	
	PE	Wei et al., Identification of the Urokinase Receptor as an Adhesion Receptor for Vitronectin, The Journal of Biological Chemistry 269(51), 32380-32388 (1994)	
	PF	Appella et al., The Receptor-binding Sequence of Urokinase: A Biological Function for the Growth-Factor Module of Proteases, The Journal of Biological Chemistry 262(10), 4437-4440 (1987)	
	PG	Cao et al., Kringle Domains of Human Angiostatin, The Journal of Biological Chemistry 271(46), 29461-29467 (1996)	
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	ΡI	Shapiro et al., Induction of Primary Cutaneous Melanocytic Neoplasms in Urokinase-Type Plasminogen Activator (uPA)-deficient and Wild-Type Mice: Cellular Blue Nevi Invade but Do Not Progress to Malignant Melanoma in uPA-deficient Animals, Cancer Research 56, 3597-3604 (1996)	
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	PK	Sim et al., A Recombinant Human Angiostatin Protein Inhibits Experimental Primary and Metastatic Cancer, Cancer Research 57, 1329-1334 (1997)	
	PL	Liotta et al., Quantitative Relationships of Intravascular Tumor Cells, Tumor Vessels, and Pulmonary Metastases folling Tumor Implantation, Cancer Research 34, 997-1004 (1974)	
	PM	Hori et al., Suppression of Solid Tumor Growth by Immunoneutralizing Monoclonal Antibodies against Human Basic Fibroblast Growth Factor, Cancer Research 51, 6180-6184 (1991)	
	PN	Min et al., Urokinase Receptor Antagonists Inhibit Angiogenesis and Primary Tumor in Syngeneic Mice, Cancer Research 56, 2428-2433 (1996)	
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	PQ	Bacharach et al., In vivo patterns of expression of urokinase and its inhibitor PAI-1 suggest a concerted role in regulating physiological angiogenesis, Cell Biology 89, 2632-2636 (1989))
	PR	He et al., Tissue cooperation in a proteolytic cascade activating human interstitial collagenase, Proc. Natl. Acad. Sci. 86, 2632–2636 (1989)	
	PS	Crowley et al., Prevention of metastasis by inhibition of the urokinase receptor, Proc. Natl. Acad. Sci. 90, 5021-5025 (1993)	
	PT	Davis et al., Monoclonal antibodies to mitotic cells, Proc. Natl. Acad. Sci. 80, 2926-2930 (1983)	
	PU	Gupta et al., A potent inhibitor of endothelial cell proliferation is generated by proteolytic cleavage of the chemokine platelet factor 4, Proc. Natl. Acad. Sci 92, 7799-7803 (1995)	
-	PV	Mignatti et al., Biology & Biochemistry of Proteinases in Tumor Invasion, Physiological Reviews 73(1), 161-195 (1993)	
	PW	Pyke et al., Urokinase-type Plasminogen Activator is Expressed in Stromal Cells and Its Receptor in Cancer Cells and Its Receptor in Cancer Cells at Invasive Foci in Human Colon Adenocarcinomas, American Journal of Pathology 138(5), 1059-1067 (1991)	
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	PY	Schmitt et al., Tumor-associated Proteases, Fibrinolysis 6(4), 3-26 (1992)	
	PZ	Stratford-Perricaude et al., Widespread Long-term Gene Transfer to Mouse Skeletal Muscles and Heart, J. Clin. Invest. 90, 626-630 (1992)	
	QA	Weidner et al., Tumor Angiogenesis and Metastasis-Correlation in Invasive Breast Carcinoma, The New England Journal of Medicine 324(1), 1-8 (1991)	
	QB	Hanahan et al., Patterns and Emerging Mechanisms of the Angiogenic Switch during Tumorigenesis, Cell 86, 353-364 (1996)	
	QC	Wickham et al., Integrins avB3 and avB5 Promote Adenovirus Internalization but Not Virus Attachment, Cell 73, 309-319 (1993)	,
	QD	Brooks et al., Integrin avB3 Antagonists Promote Tumor Regression by Inducing Apoptosis of Angiogenic Blood Vessels, Cell 79, 1157-1164 (1994)	
	QE	O'Reilly et al., Endostatin: An Endogenous Inhibitor of Angiogenesis and Tumor Growth, Cell 88, 277-285 (1997)	
	QF	Dong et al., Macrophage-Derived Metalloelastase Is Responsible for the Generation of Angiostatin in Lewis Lung Carcinoma, Cell 88, 801-810 (1997)	3

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	QG	King et al., Mitosis in Transition, Cell 79, 563-571 (1994)				
	QН	Yeh et al., Advances in adenoviral vectors: from genetic engineering to their biology, FASEB 11, 615-623 (1997)	į			
	QI	Folkman, What Is the Evidence That Tumors Are Angiogenesis Dependent?, Journal of the National Cancer Institute 82(1), 4-6 (1990)				
	QJ	Mirshahi et al., Evaluation of the Inhibition by Heparin and Hirudin of Coagulation Activation During r-tPA-Induced Thrombolysis, Blood, 74(3) 1025-1030 (1989)				
	QK	Plate et al., Vascular endothelial growth factor is a potential tumour angiogenesis factor in human gliomas in vivo, Nature 359, 845-848 (1992)				
	QL	Roth et al., Gene Therapy for Cancer: What Have We Done and Where Are We Going?, Journal of the National Cancer Institute 89(1), 21-39 (1997)				
	QM	Clapp et al., The 16-Kilodalton N-Terminal Fragment of Human Prolactin Is a Potent Inhibitor of Angiogenesis, Endocrinology 133(3), 1292-1299 (1993)				
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	QO	Hamada et al., Separable groth and migration factors for large-cell lymphoma cells secreted by microvascular endothelial cells derived from target organs for metastasis, Br. J. Cancer 66, 349-354 (1992)	
	QP	Trochon et al., Evidence of Involvement of CD44 In Endothelial Cell Proliferation, Migration and Angiogenesis In Vivo, Int. J. Cancer 66, 664-668 (1996)	
	QQ	Fan et al., Controlling the vasculature: angiogenesis, anti-angiogenesis and vascular targeting of gene therapy, TiPS 16, 57-66 (1995)	
	QR	Rifkin et al., Growth factor control of extracellular proteolysis, Cell Differentiation & Development 32, 313-318 (1990)	
	QS	Lu et al., Blockage of urokinase receptor reduces in vitro the motility and the deformability of endothelial cells, FEBS Letters 380, 21-24 (1996)	
	QТ	Kobayashi et al., Inhibition of Metastasis Of Lewis Lung Carcinoma By A Synthetic Peptide Within Grown Factor-Like Domain Of Urokinase In The Experimental and Spontaneous Metastasis Model, Int. J. Cancer 57, 727-733 (1994)	
	QU	Lu et al., Blockage of the urokinase receptor on the cell surface: construction and characterization of a hybrid protein consisting of the N-terminal fragment of human urokinase and human albumin, FEBS Letters 356, 56-59 (1994)	
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	QW	Graham et al., Characteristics of a Human Cell Line Transformed by DNA from Human Adenovirus Type 5, J. Gen. Virol. 36, 59-72 (1977)	
	QX	Hayes et al., Carbohydrate of the Human Plasminogen Variants, The Journal of Biological Chemistry 254(18), 8772-8776 (1979)	-
	QY	Roldan et al., Cloning and expression of the receptor for human urokinase plasminogen activator, a central molecule in cell surface, plasmin dependent proteolysis, The EMBO Journal 9(2), 467-474 (1990)	
	QZ	Hirt, Selective Extraction of Polyoma DNA from Infected Mouse Cell Cultures, J. Mol. Biol. 26, 365-369 (1967)	-
	RA	Folkman, Angiogenesis in cancer, vascular, rheumatoid and other disease, Nature Medicine 1(1), 27-31 (1995)	
	RB	Belin et al., Cloning, nucleotide sequencing and expression of cDNAs encoding mouse urokinase-type plasminogen activator, Eur. J. Biochem 148, 225-232 (1985)	
	RC	Naldini et al., Extracellular proteolytic cleavage by urolinase is required for activation of hepatocyte growth factor/scatter factor, The EMBO Journal 11(13), 4825-4833 (1992)	
	RD	O'Reilly et al., Angiostatin induces and sustains dormancy of human primary tumors in mice, Nature Medicine 2(6), 689-692 (1996)	

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	RM	Markowitz et al., A Safe Packaging Line for Gene Transfer: Separating Viral Genes on Two Different Plasmids, Journal of Virology 62(4), 1120-1124 (1988)	
-	RN	Kuo et al., Efficient Gene Transfer Into Primary Murine Lymphocytes Obviating the Need for Drug Selection, Blood 82(3), 845-852 (1993)	
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	RQ	Bender et al., Evidence that the Packaging Signal of Moloney Murine Leukemia Virus Extends into the gag Region, Journal of Virology 1639-1646 (1987)	
	RR	Ulmer et al., Heterologous Protection Against Influenza by Injection of DNA Encoding a Viral Protein, Scienc 259, 1745-1749 (1993)	
	RS	Le Gal La Salle et al., An Adenovirus Vector For Gene Transfer into Neurons and Glia in the Brain, Science 259, 988-990 (1993)	
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	RE	Dvorak et al., Iidentification and Characterization of the Blood Vessels of Solid Tumors That Are Leaky to Circulating Macromolecules, American Journal of Pathology 133(1), 95-109 (1988)	
	RF	Readhead et al., Expression of a Myelin Basic Protein Gene in Transgenic Shiverer Mice: Correction of the Dysmyelinating Phenotype, Cell, 48, 703-712 (1987)	
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	RH	Leder et al., Consequences of Widespread Deregulation of the c-myc Gene in Transgenic Mice: Multiple Neoplasms and Normal Development, Cell 45, 485-495 (1986)	
	RI	Yamamoto et al., Identification of a Functional Promoter in the Long Terminal Repeat of Rous Sarcoma Virus, Cell 22, 787-797 (1980)	
	RJ	Mann et al., Construction of a Retrovirus Packaging Mutant and Its Use to Produce Helper-Free Defective Retrovirus, Cell 33, 153-159 (1983)	
-	RK	Swift et al., Tissue-Specific Expression of the Rat Pancreatic Elastase I Gene in Transgenic Mice, Cell 38, 639-646 (1984)	
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٠	RM	Lebkowski et al., Adeno-Associated Virus: a Vector system for Efficient Introduction and Integration of DNA into a Variety of Mammalian Cell Types, Molecular & Cellular Biology 8(10), 3988-3996 (1988)	
	RN	Alexander et al., Expression of the c-myc Oncogene under Control of an Immunoglobulin Enhancer in Eu-myc Transgenic Mice, Molecular & Cellular Biology 7(4), 1436-1444 (1987)	
	RO	Krumlauf et al., Developmental Regulation of alpha-Fetoprotein Genes in Transgenic Mice, Molecular & Cellular Biology 5(7), 1639-1648 (1985)	
	RP	Hammer et al., Diversity of Alpha-Fetoprotein Gene Expression in Mice Is Generated by a Combination of Separate Enhancer Elements, Science 235, 53-58 (1987)	
	RQ	Mason et al., The Hypogonadal Mouse: Reproductive Functions Restored by Gene Therapy, Science 234, 1372-1378 (1986)	
	RR	Williams et al., Introduction of foreign genes into tissues of living mice by DNA-coated microprojectiles, Proc. Natl. Acad. Sci. 88, 2726-2730 (1991)	
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	RT	Villa-Komaroff et al., A bacterial clone synthesizing proinsulin, Proc. Natl. Acad. Sci. 75(8), 3727-3731 (1978)	

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Filing Date	26 October 1999	
First Named Inventor	Li et al.	
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	RU	Wagner et al., Nucleotide sequence of the thymidine kinase gene or herpes simplex virus type 1, Proc. Natl. Acad. Sci. 78(3), 1441-1445 (1981)	-
	RV	Hutchison et al., A complete library of point substitution mutations in the glucocorticoid response element of mouse mammary tumor virus, Proc. Natl. Acad. Sci. 83, 710-714 (1986)	
	RW	Wu et al., Receptor-mediated Gene Delivery and Expression in Vivo, Journal of Biological Chemistry 263(29), 14621-14624 (1988)	
	RX	Wilson et al., Hepatocyte-directed Gene Transfer in Vivo Leads to Transient Improvement of Hypercholesterolemia in Low Density Lipoprotein Receptor-deficient Rabbits, Journal of Biological Chemistry 267(2), 963-967 (1992)	
	RY	Wu et al., Receptor-mediated in Vitro Gene Transformation by a Soluble DNA Carrier System, Journal of Biological Chemistry 262(10), 4429-4432 (1987)	1
	RZ	Benoist et al., In vivo sequence requirements of the SV40 early promoter region, Nature 290, 304-310 (1981)	
	SA	Brinster et al., Regulation of metallothionein-thymidine kinase fusion plasmids injected into mouse eggs, Nature 296, 39-42 (1982)	+
	SB	Shani, Tissue-specific expression of rat myosin light-chain 2 gene in transgenic mice, Nature 314, 283-286 (1985)	1

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	SC	Hanahan, Heritable formation of pancreatice Beta-cell tumours in transgenic mice expressing recombinant insulin/simian virus 40 oncogenes, Nature 315, 115-122 (1985)	
	SD	Magram et al., Developmental regulation of a cloned adult Beta-globin gene in transgenic mice, Nature 315, 338-340 (1985)	
	SE	Gilbert et al., Useful Proteins from Recombinant Bacteria, Scientific American 242(4), 74-94 (1980)	
	SF	Kaplitt et al., Expression of a Functional Foreign Gene in Adult Mammalian Brain following in Vivo Transfer via a Herpes Simplex Virus Type 1 Defective Viral Vector, Molecular & Cellular Neurosciences 2, 320-330 (1991)	
·	SG	Samulski et al., Helper-Free Stocks of Recombinant Adeno-Associated Viruses: Normal Integration Does Not Require Viral Gene Expression, Journal of Virology 63(9), 3822-3828 (1989)	
	SH	Beard et al., Transcription Mapping of Mouse Adenovirus Type 1 Early Region 3, Virology 175, 81-90 (1990)	
	SI	Levrero et al., Defective and nondefective adenovirus vectors for expressing foreign genes in vitro and in vivo, Gene 101, 195-202 (1991)	
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SK	Pinkert et al., An albumin enhancer located 10 kb upstream functions along with its promoter to direct efficient, liver-specific expression in transgenic mice, Genes & Development 1, 268-276 (1987)	
 SL	Adams et al., The c-myc oncogene driven by immunoglobulin enhancers induces lymphoid malignancy in transgenic mice, Nature 318, 533-538 (1985)	
SM	Kelsey et al., Species- and tissue-specific expression of human alpha1-antitrypsin in transgenic mice, Genes & Development 1, 161-171 (1987)	
SN	Johnson et al., Inhibition of Angiogenesis by Tissue Inhibitor of Metalloproteinase, Journal of Cellular Physiology 160, 194-202 (1994)	
so	Wilhelm et al., Recombinant soluble urokinase receptor as a scavenger for urokinase-type plasminogen activator (uPA) Inhibition of proliferation and invasion of human ovarian cancer cells, FEBS Letters 337, 131-134 (1994)	
SP	Hutchinson et al., Mutagenesis at a Specific Position in a DNA Sequence, The Journal of Biological Chemistry 253(18), 6551-6560 (1978)	
sq	Oliphant et al., Cloning of random-sequence oligodeoxynucleotides, Gene 44, 177-183 (1986)	
SR	Bernstein et al., Gene Transfer with Retrovirus Vectors, Genetic Engineering 7, 235-261 (1985)	

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	SS	McCormick, Human Gene Therapy: The First Round, Bio/Technology 3(8), 689-693 (1985)	
:	ST	Miller et al., Improved Retroviral Vectors for Gene Transfer and Expression, BioTechniques 7(9), 980-990 (1989)	
	SU	Felgner et al., Cationic liposome-mediated transfection, Nature 337, 387-388 (1989)	
	sv	Curiel et al., High-Efficiency Gene Transfer Mediated by Adenovirus Coupled to DNA-Polylysine Complexes, Human Gene Therapy 3, 147-154 (1992)	
	SW	Zoller et al., Laboratory Methods Oligonucleotide-Directed Mutagenesis: A Simple Method Using Two Oligonucleotide Primers and a Single-Stranded DNA Template, DNA 3(6), 479-488 (1984)	
	sx	MacDonald, Expression of the Pancreatic Elastase I Gene in Transgenic Mice, Hepatology 7(1), 42S-51S (1987)	
	SY	O'Reilly et al., Angiostatin: A Novel Angiogenesis Inhibitor That Mediates the Suppression of Metastases by a Lewis Lung Carcinoma, Cell 79, 315-328 (1994)	
	sz	Dedieu et al., Long-Term Gene Delivery into the Livers of Immunocompetent Mice with E1/E4-Defective Adenovirus, Journal of Virology 71(6), 4626-4637 (1997)	

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	TA	Mirshahi et al., A monoclonal antibody directed against an epitope in the NH2-terminal region of native human plasminogen induced a modification of its functional properties, Fibrinolysis & Proteolysis 11(3), 155-163 (1997)				
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